



Workshop Session I

Wednesday, April 27

3:15 to 5:00 p.m.

River Bend II

INSIDE THE BELTWAY, OUTSIDE THE LINES

Looking at the Federal Landscape for Juvenile Justice

Mark Ferrante



Ferrante

FFY 2011 Appropriations

- Formula Grant funding reduced by \$13 million nationally from FFY 2010.
- Title V Delinquency Prevention Funding reduced by \$11 million.
- Since the majority of Title V funding is “earmarked”, it is not clear if any funding will be available to states.
- JABG funding cut by approximately \$10 million.

FFY 2011 Appropriations Summary

On April 14, Congress passed, and the President signed, H.R. 1473, the Department of Defense and Full-Year Continuing Appropriations Act, 2011, which sets funding levels for all federal programs for the remainder of FY 2011. H.R. 1437 mandates that core federal juvenile justice programs be cut by 17 percent or \$56.5 million.

Earlier this year, the House passed H.R. 1, the Full Year Continuing Appropriations Act of 2011, which would have reduced federal funding for juvenile justice programs by a total of \$191 million by (1) eliminating \$91 million in earmarked programs and (2) directing the Office of Justice Programs (OJP), which has oversight over the Office of Juvenile Justice and Delinquency Prevention (OJJDP), to cut funding for all remaining juvenile justice programs by an additional \$100 million.

The Senate later amended H.R. 1 to reduce federal funding for juvenile justice programs by a total of \$111 million by (1) eliminating \$91 million in earmarked programs and (2) directing OJP to cut funding for all remaining juvenile justice programs by an additional \$20 million.

H.R. 1473, the compromise of these two bills, permanently eliminates \$91 million in earmarked juvenile justice programs and mandates OJP to cut all remaining juvenile justice programs by 17 percent. The impact of these cuts – which total \$56.5 million

Juvenile Justice Funding Trend

- Overall funding for federal juvenile justice programs has declined by more than 50 percent since FY 2002, and Congress has reduced core juvenile justice funding by an additional 17 percent for FY 2011.
- In partnership with others around the nation, CJJ members and allies successfully advocated for the preservation of critical juvenile justice dollars in the President's Proposed Budget for FY 2012.
- In the immediate future, and over the next several years, CJJ stands ready to help members and allies take advocacy efforts to the next level to preserve the federal-state partnership on juvenile justice, and ensure that youth, families and communities continue to receive the protections and supports they need to be safe and successful.

FFY 2012 Budget

- President's budget "zeroed out" Title II Formula Grant and JABG funding for states.
- Instead it created a "Race to the Top" style competitive grant application for states.
- Leaving no "base" funding for states effectively created a disincentive for states to remain in compliance with the four core requirements of the JJDP Act.

FFY 2012 Budget

- Through intensive advocacy efforts, including those of CJJ and many states and territories, the proposal was revised to:
- A) restore \$80 million for Formula Grant funds and
- B) restore \$30 million for JABG
- These figures represent the President's requests for 2012 which are certain to be different than those offered by Congress.

Federal Landscape for Reform

- JJDP Act last reauthorized in 2002
- Up for reauthorization in 2007
- Senate Bill 678 produced in 111th Congress.
- No companion House Bill was ever filed
- Emphasis now is on budget cuts
- Progressive changes in Bill will be much harder to preserve
- New strategy is needed

Proposed Legislative and Policy Reforms

- Strengthen DMC (Disproportionate Minority Contact) provision in JJDP Act
- Extend Jail Removal and Sight and Sound Separation Core Protections to all youth under the age of 18 held pretrial
- Firm commitment to use evidence-based and effective practices with federal funding
- Expand court-diversion options and alternatives to secure detention

Proposed Changes to JJDP Act

- Codify state flexibility to house youth convicted in adult court in juvenile facilities by modifying the definition of “adult inmate”
- Strengthen the DSO core protection by removing the Valid Court Order (VCO) exception
- Promote and enforce best practices and standards for housing youth in secure confinement

Additional Calls for Reform

- Enhance youth and family involvement in case planning, alternative placement options and re-entry services
- Support progressive youth/gang violence prevention efforts like the Youth PROMISE Act introduced in the 111th Congress
- Expand the partnership between states and the federal Office of Juvenile Justice through the provision of increased technical assistance and access to the latest research and best practice models

Questions?

- Contact Information
- Coalition for Juvenile Justice, 1710 Rhode Island Ave., NW, 10th Floor, Washington, DC 20036
- Mark Ferrante, Director, Leadership and Training Programs, ferrante@juvjustice.org
- 202-467-0864, ext.102